

ARTICLE V: ZONING MAP AND DISTRICTS
DIVISION 3. USE TABLE
§1-19-5.310. USE TABLE

	<i>Zoning Districts</i>													
<i>Uses</i>	RC	A	R1	R3	R5	R8	R12	R16	VC	HS	GC	ORI	LI	GI
<i>Institutional</i>														
Child care center/nursery school		E	E	E	E	E	PS	PS	PS		PS		E	

ARTICLE VIII: SPECIFIC USE REGULATIONS
DIVISION 2. ACCESSORY USES

§1-19-8.230.3 CHILD CARE CENTER/NURSERY SCHOOL ACCESSORY TO A PLACE OF WORSHIP IN THE A AND RC ZONING DISTRICTS

(A) THE FOLLOWING PROVISIONS SHALL APPLY TO A CHILD CARE CENTER/NURSERY SCHOOL AS AN ACCESSORY USE TO A PLACE OF WORSHIP IN THE A AND RC ZONING DISTRICTS:

(1) A CHILD CARE CENTER/NURSERY SCHOOL SHALL BE AN ACCESSORY USE WITHIN A BUILDING UTILIZED FOR A PLACE OF WORSHIP.

(2) THE CHILD CARE CENTER/NURSERY SCHOOL SHALL NOT UTILIZE MORE THAN 10% OF THE BUILDING FLOOR AREA ON THE PARTICULAR LOT ON WHICH SUCH CHILD CARE CENTER IS LOCATED.

(3) THE MINIMUM SIZE OF A CHILD CARE CENTER/NURSERY SCHOOL SHALL BE DETERMINED PER CHILD AS REQUIRED UNDER MARYLAND LAW.

(4) ALL RECREATION AND OPEN SPACE SHALL BE PROVIDED IN ACCORDANCE WITH STATE LAW FOR OUTDOOR ACTIVITY AREA. PLAY AREAS PROVIDED MUST BE FULLY FENCED.

(5) THE MAXIMUM IN ATTENDANCE AT THE CHILD CARE CENTER/NURSERY SCHOOL AT ANY ONE TIME SHALL BE 30 CHILDREN.

DIVISION 3. SPECIAL EXCEPTION USES

§1-19-8.323. ~~RESERVED~~ CHILD CARE CENTER/NURSERY SCHOOL IN THE A DISTRICT

THE FOLLOWING PROVISIONS SHALL APPLY TO A CHILD CARE CENTER/NURSERY SCHOOL IN THE A DISTRICT:

(A) THE CHILD CARE CENTER/NURSERY SCHOOL SHALL BE OPERATED NOT FOR PROFIT WITHIN BUILDINGS OR STRUCTURES ON PREMISES WHICH ARE OWNED OR LEASED BY AN EXISTING, OR WITH FINAL SITE DEVELOPMENT PLAN APPROVAL, PERMITTED INSTITUTIONAL USE AND WHICH PREMISES ARE REGULARLY USED BY THE INSTITUTIONAL USE, OR ARE LOCATED ON PREMISES OWNED OR LEASED BY AN INSTITUTIONAL USE ADJACENT TO PREMISES REGULARLY USED BY THE INSTITUTIONAL USE. INSTITUTIONAL USE FOR THE PURPOSES OF THIS SECTION SHALL BE LIMITED TO THE USES AS PROVIDED IN SECTION 1-19-5.310 USE TABLE.

(B) THE MINIMUM SIZE OF A CHILD CARE CENTER/NURSERY SCHOOL SHALL BE DETERMINED BASED ON THE AMOUNT OF SQUARE FOOTAGE REQUIRED UNDER MARYLAND LAW.

(C) ALL RECREATION AND OPEN SPACE SHALL BE PROVIDED IN ACCORDANCE WITH STATE LAW FOR OUTDOOR ACTIVITY AREA. PLAY AREAS PROVIDED MUST BE FULLY FENCED.

(D) THE MINIMUM LOT AREA, LOT WIDTH, AND SETBACK REQUIREMENTS SHALL BE AS PROVIDED IN SECTION 1-19-6.100 FOR AN INSTITUTIONAL USE, IN THE AGRICULTURAL ZONING DISTRICT.

(E) THE MAXIMUM NUMBER OF CHILDREN IN ATTENDANCE AT ANY ONE TIME SHALL BE ESTABLISHED BY THE BOARD OF APPEALS BASED ON THE FOLLOWING:

(1) A MAXIMUM OF ONE PUPIL PER 1,000 SQUARE FEET OF LOT AREA.

(F) THE MAXIMUM BUILDING FLOOR AREA DEVOTED TO THE CHILD CARE CENTER/NURSERY SCHOOL SHALL BE ESTABLISHED BY THE BOARD OF APPEALS.

(G) THE SUBJECT PROPERTY SHALL HAVE FRONTAGE AND ACCESS ON A PAVED PUBLIC ROAD.

(H) A CHILD CARE CENTER/NURSERY SCHOOL MEETING THE PROVISIONS WITHIN SECTION 1-19-8.230.3 SHALL BE CONSIDERED A PERMITTED ACCESSORY USE AND THEREFORE NOT SUBJECT TO THIS SECTION.